

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

IN RE:

RAY G. ANTHONY,	:	Case No. 10-26552-TPA
<i>Debtor</i>	:	
	:	Chapter 7
PHILLIP ANTHONY,	:	Adv. No. 13-2253-TPA
<i>Plaintiff</i>	:	
	:	Related to Doc. No. 168
V.	:	
	:	
RAY G. ANTHONY and ROBERT	:	
SHEARER, TRUSTEE,	:	
<i>Defendants</i>	:	

AMENDED ORDER

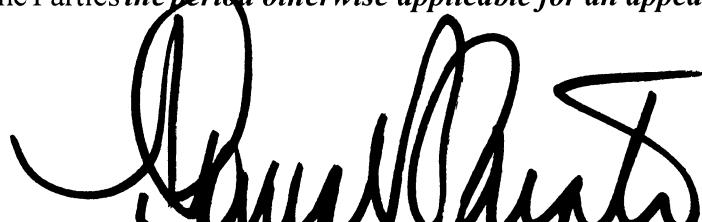
AND NOW, this **2nd** day of *September, 2015*, following a hearing held this date on the *Joint Motion Pursuant to F.R.B.P. 9019 and 7041 to Approve Settlement of an Adversary Proceeding and a Contested Matter between Debtor and Phillip Anthony* (“Joint Motion”) filed at Doc. No. 168, it is **ORDERED, ADJUDGED** and **DECREED** that the *Joint Motion* is **GRANTED**, as follows:

(1) The *Settlement Agreement* and *Mutual Release* attached as Exhibit B to the *Joint Motion* is **APPROVED**, the key terms of which are as follows:

- (a) The Debtor will cause to be paid to the Plaintiff the total amount of \$225,000, with an initial \$75,000 to be paid within 15 days, an additional \$50,000 to be paid within 6 months of the initial payment, an additional \$50,000 to be paid within

one year of the initial payment, and an additional \$50,000 to be paid within two years of the initial payment, ***provided, however,*** that the Debtor may satisfy this payment obligation by making a total payment of \$200,000 if he pays \$125,000 within 6 months of the initial payment.

- (b) Plaintiff shall promptly dismiss with prejudice all pending actions he has commenced against the Debtor in any court, including the present adversary proceeding.
 - (c) The Parties will mutually release each other from and waive all claims and causes of action.
 - (d) The Debtor will withdraw his pending *Motion to Enforce Automatic Stay Pursuant to 11 U.S.C. §362(a)(3) and Permanent Injunction Pursuant to 11 U.S.C. §524* (“Motion to Enforce”), main case Doc. No. 200.
- (2) The within *Adversary Proceeding* is deemed ***DISMISSED*** with prejudice.
- (3) The *Motion to Enforce* is deemed ***DISMISSED*** with prejudice.
- (4) The Court retains jurisdiction over this matter for purposes of interpretation and enforcement of the Settlement Agreement and Mutual Release.
- (5) By the agreement of the Parties *the period otherwise applicable for an appeal* of this *Order* is ***WAIVED***.



Thomas P. Agresti, Judge
United States Bankruptcy Court

Case administrator to serve:

Owen W. Katz, Esq.
David Fuchs, Esq.
Thomas Reilly, Esq.
Debtor